

EXHIBIT "C"

KR92-2597

LETTER ADDENDUM

In accordance with paragraph 10 of the Agreement, AG #89-1765, Secretary of State #14100 dated August 3, 1989, for the operation and maintenance of traffic signals and/or highway lighting between the **STATE OF ARIZONA** and the **CITY OF TEMPE**, it is agreed by both parties that the following intersection be added to the existing list of intersections to be operated and maintained as set forth in said Agreement.

I-10 at Elliott Road - MP 157.74

CITY OF TEMPE

STATE OF ARIZONA

ARIZONA DEPARTMENT OF TRANSPORTATION

BY:

Ronald D. McKiff
State Traffic Engineer

DATE:

October 13, 1992

CITY OF TEMPE

BY:

Harry E. Mitchell

TITLE:

Mayor

DATE:

July 13, 1992

ATTEST:

Helen R. Fowler
City Clerk



STATE OF ARIZONA
OFFICE OF THE ATTORNEY GENERAL
1275 WEST WASHINGTON, PHOENIX 85007

GRANT WOODS
ATTORNEY GENERAL

MAIN PHONE : 542-5025
TELECOPIER : 542-4085

INTERGOVERNMENTAL AGREEMENT

DETERMINATION

A. G. Contract No. KR92-2597-TRN , an agreement between public agencies, has been reviewed pursuant to A.R.S. § 11-952, as amended, by the undersigned Assistant Attorney General who has determined that it is in the proper form and is within the powers and authority granted to the State of Arizona.

No opinion is expressed as to the authority of the remaining parties, other than the State or its agencies, to enter into said agreement.

DATED this 22 day of October , 1992.

GRANT WOODS
Attorney General

NO. <u>14100</u>
FILED WITH SECRETARY OF STATE
Date Filed <u>11/10/92</u>
<u>Richard Mahoney</u> Secretary of State
By <u>Vincent J. Groenewald</u>

Joe Acosta, Jr.
JOE ACOSTA, JR.
Assistant Attorney General
Transportation Section


MAINTENANCE - TRAFFIC SIGNALS

I-10 at Elliott Road - MP 157.74

CITY OF TEMPE

RESOLUTION

BE IT RESOLVED on this 6th day of May, 1992, that I, CHARLES E. COWAN, as Director, ARIZONA DEPARTMENT OF TRANSPORTATION have determined that it is in the best interest of the State of Arizona that the **ARIZONA DEPARTMENT OF TRANSPORTATION**, acting by and through the Highways Division, enter into a Letter Addendum to the Maintenance Intergovernmental Agreement with the **CITY OF TEMPE** for the operation and maintenance of traffic signals and/or highway lighting. This Letter Addendum adds the new modular signal to Maintenance Intergovernmental Agreement AG #89-1765, Secretary of State #14100 filed with the Secretary of State August 3, 1989. THEREFORE, authorization is hereby given to draft said Letter Addendum which, upon completion, shall be submitted for approval and execution by the State Traffic Engineer.



For CHARLES E. COWAN, DIRECTOR

ARIZONA DEPARTMENT OF TRANSPORTATION

Staff Summary Report

EXHIBIT "A"



To: Mayor and Council
Through: City Manager

Agenda Item Number 27
Council Meeting Date 6-18-92

Subject: INTERGOVERNMENTAL AGREEMENT - TRAFFIC SIGNALS AND LIGHTING

Prepared by: HARVEY FRIEDSON, TRAFFIC ENGINEER

Reviewed by: JIM JONES, DIRECTOR OF PUBLIC WORKS

COMMENTS:

FREEWAYS-HIGHWAYS (1103) AND ARIZONA DEPARTMENT OF TRANSPORTATION (ADOT) (0107-01) - Authorization to sign a letter addendum to an intergovernmental agreement (IGA) with the Arizona Department of Transportation (ADOT) to add the operation and maintenance of the traffic signal located at the I-10 and Elliot Road Traffic Interchange (TI) on the State Highway system.

HISTORY AND FACTS:

The Elliot Road and I-10 TI is being reconstructed and includes modular traffic signals at the request of the City. The IGA for the Elliot Road and I-10 TI construction provided for ADOT to share in the cost to install modular traffic signals provided the City would enter into a separate IGA with ADOT for the operation and maintenance of the modular traffic signals. ADOT has submitted for processing a letter Addendum to Maintenance Intergovernmental Agreement AG #89-1765 adding the Elliot Road and I-10 TI traffic signals.

FISCAL NOTE:

Funds have been budgeted for the operation and maintenance of this traffic signal in the '92/93 operating budget.

RECOMMENDATION:

That the City Council authorize the Mayor to sign the letter addendum to the intergovernmental agreement between the City of Tempe and ADOT to add this intersection to the agreement.

Harvey Friedson
Jim Jones
Representing Director of Public Works

EXHIBIT "B"

APPROVAL OF THE ATTORNEY

I hereby state that I have reviewed the proposed Letter Addendum to the Maintenance Intergovernmental Agreement between the State of Arizona, **ARIZONA DEPARTMENT OF TRANSPORTATION**, and the **CITY OF TEMPE** and declare the Addendum to be in proper form and within the powers and authority granted under the laws of the State of Arizona.

DATED this 13th day of July, 1997.

CITY OF TEMPE

BY: David R. Meskel
Attorney